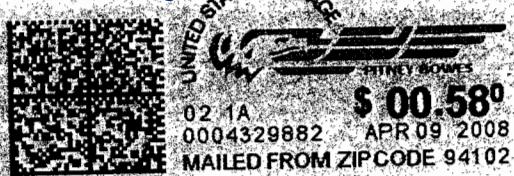


ICE OF THE CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
150 GOLDEN GATE AVENUE  
SAN FRANCISCO, CALIFORNIA 94102

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE \$300



BUTTE COUNTY SHERIFF'S DEPT.  
 NOT IN CUSTODY  
 OPENED FOR INSPECTION  
 RETURN TO SENDER

RE TURNED  
TO SENDER  
ADDRESSEE UNKNOWN

RECEIVED

APR 17 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

*[Signature]*

FILED

08 APR 17 PM 4:18

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

008-ALL/MH

Lance E. Rose 137145  
Butte County Jail  
35 County Center Drive  
Oroville, CA 95965

CV08-00041 MHP

**FILED**

APR 09 2008

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2 RICHARD W. WIEKING  
3 CLERK, U.S. DISTRICT COURT  
4 NORTHERN DISTRICT OF CALIFORNIA5 UNITED STATES DISTRICT COURT  
6 NORTHERN DISTRICT OF CALIFORNIA  
78 LANCE EARL ROSE,  
9 Plaintiff,

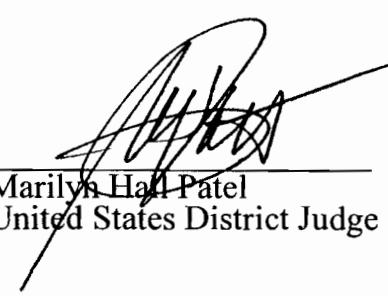
No. C 08-041 MHP (pr)

**ORDER OF DISMISSAL**10 v.  
11 BUTTE COUNTY JAIL,  
12 Defendant.

13

14 This pro se civil action was filed on January 4, 2008, at which time the court notified  
15 plaintiff in writing that the action was deficient due to the failure to pay the filing fee or  
16 furnish a completed and signed court-approved in forma pauperis application. Plaintiff was  
17 advised that failure to pay the fee or file the application materials within thirty days would  
18 result in dismissal of the action. Mail sent to him was returned undelivered. Plaintiff has not  
19 paid the filing fee or filed the materials (i.e., an inmate trust account statement and certificate  
20 of funds) needed to complete the in forma pauperis application. The in forma pauperis  
21 application therefore is DENIED (Docket # 2) and the action is DISMISSED without  
22 prejudice for failure to pay the filing fee or submit a completed in forma pauperis  
23 application. Plaintiff may file a new action, but should include a filing fee or an in forma  
24 pauperis application with a new complaint to commence that new action. The clerk shall  
25 close the file.

26 IT IS SO ORDERED.  
27 DATED: April 9, 2008



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Marilyn Hall Patel  
United States District Judge

#5

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

LANCE E. ROSE,

Plaintiff,

v.

BUTTE COUNTY JAIL et al,

Defendant.

Case Number: CV08-00041 MHP

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on April 9, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Lance E. Rose 137145  
Butte County Jail  
35 County Center Drive  
Oroville, CA 95965

Dated: April 9, 2008

Richard W. Wiking, Clerk  
By: Anthony Bowser, Deputy Clerk

FILED

APR 09 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LANCE EARL ROSE,

No. C 08-041 MHP (pr)

Plaintiff,

**JUDGMENT**

v.

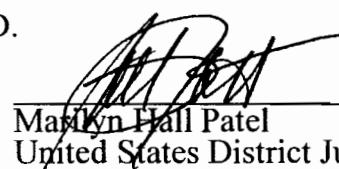
BUTTE COUNTY JAIL,

Defendant.

This action is dismissed without prejudice for failure to pay the filing fee or submit a completed in forma pauperis application.

IT IS SO ORDERED AND ADJUDGED.

DATED: April 7, 2008

  
Marilyn Hall Patel  
United States District Judge

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UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

LANCE E. ROSE,

Plaintiff,

v.

BUTTE COUNTY JAIL et al,

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Lance E. Rose 137145  
Butte County Jail  
35 County Center Drive  
Oroville, CA 95965

Dated: April 9, 2008

Richard W. Wiekking, Clerk  
By: Anthony Bowser, Deputy Clerk